

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

DOMINGINHO POWELL,	)	
	)	
Plaintiff,	)	Judge Darrah
	)	
-vs-	)	Case No.: 1:10-cv-07852
	)	
WEST ASSET MANAGEMENT, INC.,	)	Magistrate Judge Schenkier
	)	
Defendant.	)	

**NOTICE OF WITHDRAWAL OF**  
**CROSS MOTION FOR SUMMARY JUDGMENT**

On January 24, 2012, this Honorable Court granted defendant's unopposed motion to stay all proceedings in this matter pending the Seventh Circuit Court of Appeals' decision in *Soppet, et al. v. Enhanced Recovery Co*, 11-3819.

Accordingly, defendant hereby withdraws its previously filed cross motion for summary judgment [Dkt. 23] without prejudice and with leave to re-file said motion when the stay is lifted.

Dated: January 24, 2012

Respectfully submitted,

/s/ Daniel W. Pisani  
Attorney for West Asset Management, Inc.

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**CERTIFICATE OF SERVICE**

I certify that on January 24, 2012 a copy of the foregoing **NOTICE OF WITHDRAWAL OF CROSS MOTION FOR SUMMARY JUDGMENT** was filed electronically in the ECF system. Notice of this filing will be sent to the parties of record by operation of the Court's electronic filing system, including plaintiff's counsel, as described below. Parties may access this filing through the Court's system.

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Respectfully submitted,

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